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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. CR12-062-RSL  
10 v. )  
11 MACALIA VALENZUELA, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Conspiracy to Distribute Heroin and Methamphetamine

15 Date of Detention Hearing: April 11, 2012.

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
18 that no condition or combination of conditions which defendant can meet will reasonably  
19 assure the appearance of defendant as required and the safety of other persons and the  
20 community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant has been charged with a drug offense, the maximum penalty of which

01 is in excess of ten years. There is therefore a rebuttable presumption against defendant as to  
02 both dangerousness and flight risk, under 18 U.S.C. § 3142(e).

03 2. There is an active extraditable warrant out of Snohomish County Superior Court  
04 based on a failure to appear for arraignment in 2008 on charges of Possession of a Controlled  
05 Substance. Based on the warrant, defense counsel does not contest detention. If the warrant  
06 is quashed, defense counsel indicates he may wish to ask the Court to revisit the detention issue.

07 3. Taken as a whole, the record does not effectively rebut the presumption that no  
08 condition or combination of conditions will reasonably assure the appearance of the defendant  
09 as required and the safety of the community.

10 It is therefore ORDERED:

- 11 1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
12 General for confinement in a correction facility separate, to the extent practicable, from  
13 persons awaiting or serving sentences or being held in custody pending appeal;
- 14 2. Defendant shall be afforded reasonable opportunity for private consultation with  
15 counsel;
- 16 3. On order of the United States or on request of an attorney for the Government, the  
17 person in charge of the corrections facility in which defendant is confined shall deliver  
18 the defendant to a United States Marshal for the purpose of an appearance in connection  
19 with a court proceeding; and
- 20 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
21 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
22 Officer.

DATED this 11th day of April, 2012.



Mary Alice Theiler  
United States Magistrate Judge